

**IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventors:	Vanessa I. Chinae	Examiner:	Levest D. Jones
Application No:	10/800,533	Group Art Unit:	1618
Filing Date:	March 15, 2004	Confirmation No:	1334
Title: PHARMACEUTICAL VEHICLE			

**COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, VA 22313-1450**

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Dear Sir:

In response to the Office Communication mailed June 22, 2006 please reconsider the above-identified application in accordance with 37 C.F.R. §143.

Applicant, in the previous response, misinterpreted Examiner's request to elect a species. Applicant hereby provisionally elects with traverse Group III covering claims 6-9 in class 424, subclass 1.65+. Applicant further elects with traverse the species comprising digoxin and 2-pyrrolidone as the active pharmaceutical ingredient (API) and vehicle combination as shown in the table on page 11 of the specification. Applicant is not sure what Examiner is referring to in stating possible species "include those set forth on page 4, in the table of paragraph [0040] since the specification to Applicant's belief does not set forth any species involving the API and vehicle on page 4 and the specification does not use paragraph numbering. However, Applicant has now selected both a particular invention (Group III) and a particular combination of species.

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PATENT APPLICATION

Attorney Docket No: 200315755-1
Application No. 10/800,533

Applicant believes this response is fully responsive; however, Applicant requests that Examiner contact the undersigned by telephone to advance the prosecution of the present application if there is any remaining error or other issue involved with the restriction that can easily be corrected over the telephone.

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Respectfully submitted,
Vanessa I. Chinae

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Date: 13-July-06